



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

R. Steve Tumlin, Mayor
Annette Paige Lewis, Ward 1
Griffin "Grif" L. Chalfant, Jr., Ward 2
Johnny Sinclair, Ward 3
Irvan A. "Van" Pearlberg, Ward 4
Rev. Anthony C. Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Wednesday, November 2, 2011

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Annette Lewis, Grif Chalfant, Johnny Sinclair, Van Pearlberg,
Rev. Anthony Coleman, Jim King, and Philip M. Goldstein

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor R. Steve Tumlin called the meeting to order at 5:21 p.m.

MINUTES:

20110993

Regular Meeting - October 10, 2011

Review and approval of the October 10, 2011 regular meeting minutes.

A motion was made by Council member King, seconded by Council member Coleman, that this matter be Approved. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

BUSINESS:

20110985

Canton Road and Railroad Bridge over Cobb Parkway

Motion authorizing a variance from the Underground Utilities Ordinance 5-4-160, allowing utilities to relocate aerial utilities along the north side of

Industrial Park Drive from Cobb Parkway traveling approximately 650 feet east to the Georgia Power Transmission Line as required for the GDOT Canton Road Bridge and Railroad Bridge Replacement Project.

Discussion was held. Staff was directed to amend the language of the motion to specify the area that would be affected by the waiver from the Underground Ordinance, if granted.

A motion was made by Council member King, seconded by Council member Coleman, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 6 - 1 - 0

Recommended for Approval - Consent Agenda

20111011

Draft City Council Agenda

Review and approval of the Monday, November 7, 2011 Draft City Council Agenda.

-under Minutes: Agenda items 20110994 and 20110995 were added to the consent agenda.

-under Ordinances: Agenda item 20110892 should note that a Public Hearing is required.

-under Economic Development: Agenda item 20110916 was added to the consent agenda, with Council members Lewis, Sinclair and Goldstein voting against.

-under Judicial/Legislative: Agenda item 20110950 was added to the consent agenda.

-under Public Works: Agenda item 20110969 was added to the consent agenda, with Council member Goldstein abstaining.

-under Other Business: Agenda item 20110982 should include the following disclosures:

Mayor Tumlin disclosed that in 2009 political contributions were reported from Traton and its principals in the aggregate of over \$250. Also, Smith, Tumlin, McCurley & Patrick, P.C., represented Mr. John Elliott in the sale and separation of the Smith Manning property.

Council member Sinclair disclosed that in 2009 he received a political contribution of greater than \$250 from Mr. Bill Poston of Traton Corporation. In addition, he sold Mr. Will Etheredge, the neighboring property owner at the Smith Manning House, his house. Also, he was the listing agent at Rockford for John Elliott, the previous owner, in his capacity as a Realtor at Harry Norman Realtors, but the project went bankrupt before they sold anything.

Discussed

Mr. Richard Capriola, attorney for Mr. Waleed Jaraysi, was allowed to speak regarding property located at 555 Commerce Ave and owned by Mr. Jaraysi. Mr. Capriola requested that Mr. Jaraysi be allowed to demolish the structure on the property.

In depth discussion was held by Council regarding the request as it relates to removal of the slab, the timeframe for the demolition and the settlement of attorneys' fees.

The City Attorney was directed to negotiate with Mr. Capriola to work out the specific details and draft a consent order regarding the demolition of the structure located on the subject property.

20111012 Executive Session

Executive Session to discuss legal, personnel and/or real estate matters.

Not Held

ADJOURNMENT:

The meeting was adjourned at 8:45 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____